

Van Leeuwen & Van Leeuwen
Attorneys at Law
6123 Pebble Garden Court
Austin, Texas 78739
Phone # 512-301-6738
FAX # 512-301-6742

RECEIVED
CENTRAL FAX CENTER

MAY 31 2005

DATE: May 31, 2005

Number of Pages to Follow (including this cover sheet) 24

SEND TO: United States Patent Office

Examiner: **Barbee, Manuel L.**

Group Art Unit: **2857**

Tel No: 571-272-2212

Fax #: 703-872-9306

FROM: Leslie A. Van Leeuwen
Van Leeuwen & Van Leeuwen
Registered Patent Attorneys
6123 Pebble Garden Court
Austin, Texas 78739
Tel No: 512-301-6738
Fax No. 512-301-6742

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE U.S. POSTAL SERVICE. THANK YOU.

Docket No. RSW920030259US1

Serial No. 10/755,523

Atty: GRW / JVL

Applicant: Jager, et al.

<input checked="" type="checkbox"/> Transmittal Letter (2 copies)	<input checked="" type="checkbox"/> Certificate of Facsimile (incl. w/Amendment)
<input checked="" type="checkbox"/> Amendment (<u>21</u> pages)	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Amendment AF	<input type="checkbox"/> Appeal Brief (3 copies)
<input type="checkbox"/> Ext. of Time	<input type="checkbox"/> Reply Brief
<input type="checkbox"/> IDS Statement	<input type="checkbox"/> Change of Address
<input type="checkbox"/> Other	

Deposit Acct. No. 09-0461

Fees: Amendment _____ Notice of Appeal _____ Appeal Brief _____ Other _____
File: **IBM-R328**

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

IBM DOCKET NO. RSW920030259US1

DATE: May 31, 2005

Application Serial No.: 10/755,523

Sir:

Assignee Name: International Business Machines Corporation
Assignee Residence: Armonk, New York

Transmitted herewith for filing is the Patent Application of:

Inventors: Jager, et al.

For: System and Method for Heuristically Optimizing a Large Set of Automated Test Sets

Enclosed are:

☒ Amendment and Response to Office Action.

Any additional filing fees have been calculated as shown below:

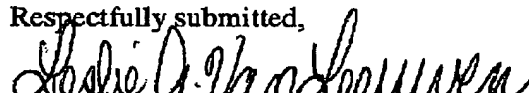
For	Number Filed	Number Added	Number Extra	Rate	Additional Fee
Total Claims	25	0	0	x \$50	\$ 0.00
Indep. Claims	8	0	0	x \$200	\$ 0.00

Total: \$ 0.00

☒ Please charge my Deposit Account No. 09-0461 in the amount of \$0.00. A duplicate copy of this sheet is enclosed.☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0461. A duplicate copy of this sheet is enclosed.☒ Any additional filing fees required under 37 CFR Sect. 1.16.☒ Any patent application processing fees under 37 CFR Sect. 1.17.☒ No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and the undersigned hereby authorizes the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0461.

Respectfully submitted,

By



Leslie A. Van Leeuwen, Reg. No. 42,196

Van Leeuwen & Van Leeuwen

Attorneys for Applicant

Telephone: (512) 301-6738

Facsimile: (512) 301-6742

Atty Ref. No. IBM-R328

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

IBM DOCKET NO. RSW920030259US1
DATE: May 31, 2005

Application Serial No.: 10/755,523

Sir:

Assignee Name: International Business Machines Corporation
Assignee Residence: Armonk, New York

Transmitted herewith for filing is the Patent Application of:

Inventors: Jager, et al.

For: System and Method for Heuristically Optimizing a Large Set of Automated Test Sets

Enclosed are:

☒ Amendment and Response to Office Action.

Any additional filing fees have been calculated as shown below:

For	Number Filed	Number Added	Number Extra	Rate	Additional Fee
Total Claims	25	0	0	x \$50	\$ 0.00
Indep. Claims	8	0	0	x \$200	\$ 0.00

Total: \$ 0.00

☒ Please charge my Deposit Account No. 09-0461 in the amount of \$0.00. A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 09-0461. A duplicate copy of this sheet is enclosed.

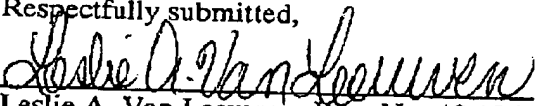
☒ Any additional filing fees required under 37 CFR Sect. 1.16.

☒ Any patent application processing fees under 37 CFR Sect. 1.17.

☒ No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and the undersigned hereby authorizes the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0461.

Respectfully submitted,

By


Leslie A. Van Leeuwen, Reg. No. 42,196
Van Leeuwen & Van Leeuwen
Attorneys for Applicant
Telephone: (512) 301-6738
Facsimile: (512) 301-6742

Atty Ref. No. IBM-R328

RECEIVED
CENTRAL FAX CENTER

MAY 31 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

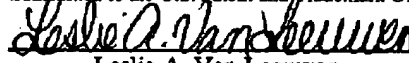
In re application of:
Jager, et al.

Serial No.: 10/755,523

Filed: January 12, 2004

Title: System and Method for
Heuristically Optimizing a
Large Set of Automated
Test SetsCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450\$ Group Art Unit: 2857
\$ Confirmation No.: 2433
\$ Examiner: Barbee, Manuel L
\$
\$ Attorney Docket No.
\$ RSW920030259US1
\$
\$ IBM Corporation T81/503
\$ P.O. Box 12195
\$ Research Triangle Park, NC 27709**Certificate of Mailing or Transmission**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.


Leslie A. Van Leeuwen5/31/05
Date**RESPONSE TO OFFICE ACTION**

Sir:

A. INTRODUCTORY COMMENTS

In response to the Office Action having a mailing date of March 25, 2005, with a three-month shortened statutory period for response set to expire on June 27, 2005, Applicants respectfully request reconsideration of the outstanding rejections and reexamination of the present application in light of the following remarks and amendments.

No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and the undersigned hereby authorizes the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0461.

Docket No. RSW920030259US1

Page 1 of 21
Jager, et. al. - 10/755,523

Atty Ref. No. IBM-R328